

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA**

**VESTA REALTY, LLC and
VESTA CAPITAL, LLC,**

Plaintiffs,

v.

**SOMERSET BEST LIVING, LLC,
MARC REALTY, LLC,
LAURENCE H. WEINER,
SOMERSET HOLDINGS LLC, and
55 E. JACKSON LLC,**

Defendants.

Case No. 22-CV-00392-JFH-MTS

SOMERSET BEST LIVING, LLC,

Counter-Plaintiff,

v.

VESTA REALTY, LLC,

Counter-Defendant.

SOMERSET BEST LIVING, LLC,

Third-Party Plaintiff,

v.

MARC KULICK,

Third-Party Defendant.

RULE 41(a)(1)(A)(ii) JOINT DISMISSAL WITH PREJUDICE

Plaintiffs, VESTA REALTY and VESTA CAPITAL, LLC, and Defendants SOMERSET BEST LIVING, LLC, MARC REALTY, LLC, LAURENCE H. WEINER, SOMERSET HOLDINGS LLC, and 55 E. JACKSON LLC, and Third Party Defendant MARC KULICK, by

and through their respective attorneys, and pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, stipulate and agree to dismissal of all claims pending between them in this action with prejudice, with each party to bear its own attorneys' fees and costs.

s/Craig G. Penrose

Craig Penrose

LAURIE & BRENNAN LLP

Two North Riverside Plaza, Suite 1750

Chicago, IL 60606, 312-445-8780

cpenrose@lauriebrennan.com

Attorney for Vesta Realty, LLC

Vesta Capital, LLC

Randall B. Gold

FOX & FOX, S.C.

124 W. Broadway

Monona, WI 53716

Telephone: 608-258-9588

Facsimile: 608-258-9105

Email: rgoldlaw@aol.com

Daniel J. Voelker

VOELKER LITIGATION GROUP

33 N. Dearborn Street, Suite 1000

Chicago, IL 60602

Telephone: 312-505-4841

Email: Daniel.voelker59@gmail.com

Patrick G. Colvin, OBA #31519

Thomas L. Vogt, OBA #

JONES GOTCHER & BOGAN

3800 First Place Tower

15 East 5th Street

Tulsa, OK 74103

Telephone: 918-581-8200

Facsimile: 918-583-1189

Email: pcolvin@jgbok.com

tvogt@jonesgotcher.com

P. Scott Hathaway, OBA #13695
CONNER & WINTERS, LLP
4100 First Place Tower
15 East 5th Street
Tulsa, OK 74103
Telephone: 918-586-8510 P. Scott Hathaway
Facsimile: 918-586-8610 P. Scott Hathaway
Email: shathaway@cwlaw.com